IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

WP(C).No. 24933 of 2007(R)

PETITIONER:

P.ALI HASSAN, S/O BEERANKUTTY MUSLIAR,
PATTUPARA HOUSE, OTTATHARA, P.O.KODUR,
MALAPPURAM DISTRICT.

BY ADV. SRI.P.RAVINDRAN

RESPONDENT:

THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
KOZHIKODE.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC,J.

W.P (C) No. 24933 of 2007

Dated this the 19th day of September, 2007

J U D G M E N T

At the time of admission of this writ petition, an interim order was passed directing the respondent to issue temporary permit under Section 87 (1) (d) of the Motor Vehicles Act. It is submitted that in terms thereof temporary permit has been granted.

2. The 2nd prayer in this writ petition is to continue the temporary permit until his request for renewal is considered by the R.T.A. The application made by the petitioner in this behalf is Exhibit-P3 which was rejected by Exhibit-P4. Petitioner challenged Exhibit-P4 before the STAT and that was disposed of by Exhibit -P5 without prejudice to modifying the route limiting it to 140 kms. It was so done and an application was resubmitted and the modified application is now requested to be considered.

3. Accordingly, Exhibit-P2 as modified by Exhibit-P7 pursuant to Exhibit-P5 should be considered by the 1st respondent. Till such time the interim order passed by this

Court will continue and the petitioner will be allowed to operate in accordance with law.

The writ petition is disposed of as above.

(ANTONY DOMINIC, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007